

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL  
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE V.ESWARAIAH**

**WRIT PETITION NO : 8076 of 2004**

Between:

Gafoor Saheb, S/o. Bade Sab, Kandanathi Village, Yemmiganur Mandal,  
Kurnool District.

**... PETITIONER**

AND

- 1 The Inspector of Police, Yemmiganuru Police Station,  
Yemmiganur, Kurnool District.
- 2 The Station House Officer, Yemmiganuru Town Police Station,  
Yemmiganur, Kurnool District.

**...RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not investigating in to crime and in not filing final report as required under Section 173 Cr.P.C. in FIR No. 82/2002 of Yemmiganur Town Police Station, Kurnool District as illegal, arbitrary and violative of provisions of Criminal Procedure Code and consequently direct the respondents to investigate into the crime and to file final report in FIR No. 82/2002 of Yemmiganur Town Police Station.

**Counsel for the Petitioner: MR.B.VIJAYA BHASKER**

**Counsel for the Respondents: GP FOR HOME**

**The Court made the following order:**

**ORDER:**

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The grievance of the petitioner is that the police have not filed the final report as required under Section 173 Cr.P.C. in FIR No.82 of 2002 of Yemmiganur Town Police Station, Kurnool District. Therefore, he seeks a direction to the respondents to investigate into the crime and to file final report in the said case.

Counter has been filed on 28.07.2004 stating that the present Sub-Inspector of Police, Yemmiganur Town Police Station, has taken charge only on 22.07.2004 and verified the investigation conducted by his predecessors and found that at least three months time is required for completion of investigation in the above said case.

Three months time has already elapsed by the end of October, 2004 and if the investigation is not yet completed and final report is not yet filed, the respondents are directed to complete the investigation and file the final report as the case may be within one month from the date of receipt of this order.

Accordingly, the writ petition is disposed of with the above observation. No costs.

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V. ESWARAIAH, J

April 5, 2005

Dsk

To

- 1 The Inspector of Police, Yemmiganuru Police Station,  
Yemmiganur, Kurnool District.
- 2 The Station House Officer, Yemmiganuru Town Police Station,  
Yemmiganur, Kurnool District.
- 3 Two CCs to GP For Home, High Court Buildings, Hyderabad (OUT)

Two CD Copies